

ASSEMBLY BILL

No. 3030

**Introduced by Committee on Judiciary (Corbett (Chair), Dutra,
Jackson, Longville, Shelley, Steinberg, and Wayne)**

March 12, 2002

An act to amend Section 1162 of the Code of Civil Procedure,
relating to unlawful detainer.

LEGISLATIVE COUNSEL'S DIGEST

AB 3030, as introduced, Committee on Judiciary. Unlawful
detainer.

Existing law defines unlawful detainer to include circumstances in
which the tenant continues in possession of property beyond the term
for which it was let, as specified, permits a landlord to regain possession
of the property pursuant to summary proceedings, and specifies how
certain notices may be served pursuant to these provisions.

This bill would make technical, nonsubstantive changes to the these
provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1162 of the Code of Civil Procedure is
2 amended to read:

3 1162. The notices required by sections 1161 and 1161a may
4 be served, ~~either~~ by any of the following means:

5 ~~1.~~

6 (a) By delivering a copy to the tenant personally; ~~or,~~

1 ~~2.~~

2 ~~(b)~~ If ~~he~~ *or she* is absent from his *or her* place of residence,
3 and from his *or her* usual place of business, by leaving a copy with
4 some person of suitable age and discretion at either place, and
5 sending a copy through the mail addressed to the tenant at his *or*
6 *her* place of residence; ~~or~~.

7 ~~3.~~

8 ~~(c)~~ If ~~such~~ *that* place of residence and business can not be
9 ascertained, or a person of suitable age or discretion there can not
10 be found, then by affixing a copy in a conspicuous place on the
11 property, and also delivering a copy to a person there residing, if
12 such *a* person can be found; and also sending a copy through the
13 mail addressed to the tenant at the place where the property is
14 situated. Service upon a subtenant may be made in the same
15 manner.

